

**U.S. District Court  
Southern District of New York (Foley Square)  
CIVIL DOCKET FOR CASE #: 1:18-cv-05334-DLC**

Khan v. United States Department of Defense et al  
Assigned to: Judge Denise L. Cote  
Cause: 05:552 Freedom of Information Act

Date Filed: 06/13/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****Azmat Khan**

represented by **Katielynn Boyd Townsend**  
Reporters Committee For Freedom of The Press  
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**ATTORNEY TO BE NOTICED**

V.

**Defendant****United States Department of Defense**

represented by **Sarah Sheive Normand**  
U.S. Attorney's Office, SDNY (86 Chambers St.)  
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**ATTORNEY TO BE NOTICED**

**Defendant****United States Central Command**

represented by **Sarah Sheive Normand**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
06/13/2018	<u>1</u>	<b>FILING ERROR – DEFICIENT PLEADING – FILED AGAINST PARTY ERROR</b> –COMPLAINT against Department of Defense, United States Central Command. (Filing Fee \$ 400.00, Receipt Number 0208-15196311)Document filed by Azmat Khan. (Attachments: # <u>1</u> Exhibit A – The Uncounted, # <u>2</u> Exhibit B – Credibility Assessment & Closure Report for Sep 21 2015 Airstrikes, # <u>3</u> Exhibit C – First Request, # <u>4</u> Exhibit D – Second Request, # <u>5</u> Exhibit E – Third Request, # <u>6</u> Exhibit F – First Request Acknowledgement, # <u>7</u> Exhibit G – First Request Administrative Appeal, # <u>8</u> Exhibit H – Acknowledgment of First Administrative Appeal, # <u>9</u> Exhibit I – Second Request Acknowledgement, # <u>10</u> Exhibit J – Second Request Administrative Appeal, # <u>11</u> Exhibit K – Third Request Acknowledgement, # <u>12</u> Exhibit L – Third Request Administrative Appeal, # <u>13</u> Exhibit M – Acknowledgement of Third Administrative Appeal, # <u>14</u> Exhibit N – Denial of Third Request Administrative Appeal)(Townsend, Katielynn) Modified on 6/14/2018 (pne). (Entered: 06/13/2018)
06/13/2018	<u>2</u>	CIVIL COVER SHEET filed. (Townsend, Katielynn) (Entered: 06/13/2018)
06/13/2018	<u>3</u>	REQUEST FOR ISSUANCE OF SUMMONS as to United States Department of Defense, United States Central Command, re: <u>1</u> Complaint,,,. Document filed by

		Azmat Khan. (Townsend, Katielynn) (Entered: 06/13/2018)
06/14/2018		CASE OPENING INITIAL ASSIGNMENT NOTICE: The above–entitled action is assigned to Judge Denise L. Cote. Please download and review the Individual Practices of the assigned District Judge, located at <a href="http://nysd.uscourts.gov/judges/District">http://nysd.uscourts.gov/judges/District</a> . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Please download and review the ECF Rules and Instructions, located at <a href="http://nysd.uscourts.gov/ecf_filing.php">http://nysd.uscourts.gov/ecf_filing.php</a> . (pne) (Entered: 06/14/2018)
06/14/2018		Magistrate Judge Debra C. Freeman is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: <a href="http://nysd.uscourts.gov/forms.php">http://nysd.uscourts.gov/forms.php</a> . (pne) (Entered: 06/14/2018)
06/14/2018		Case Designated ECF. (pne) (Entered: 06/14/2018)
06/14/2018		<b>***NOTICE TO ATTORNEY REGARDING PARTY MODIFICATION. Notice to attorney Katielynn Boyd Townsend. The party information for the following party has been modified: Department of Defense was modified to United States Department of Defense. The information for the party has been modified for the following reason: party name contained a typographical error. (pne)</b> (Entered: 06/14/2018)
06/14/2018		<b>***NOTICE TO ATTORNEY REGARDING DEFICIENT PLEADING. Notice to Attorney Katielynn Boyd Townsend to RE–FILE Document No. <u>1</u> Complaint,,,,. The filing is deficient for the following reasons: party name was modified due to a typographical error; the name of one of the parties the pleading is against is incorrect on the docket entry for Document No. <u>1</u>. Re–file the pleading using the event type Complaint found under the event list Complaints and Other Initiating Documents – attach the correct signed PDF – select the individually named filer/filers – select the individually named party/parties the pleading is against. (pne)</b> (Entered: 06/14/2018)
06/14/2018	<u>4</u>	ELECTRONIC SUMMONS ISSUED as to United States Central Command, United States Department of Defense. (pne) (Entered: 06/14/2018)
06/15/2018	<u>5</u>	COMPLAINT against United States Central Command, United States Department of Defense. Document filed by Azmat Khan. (Attachments: # <u>1</u> Exhibit A – The Uncounted, # <u>2</u> Exhibit B – Credibility Assessment & Closure Report for Sep 21 2015 Airstrikes, # <u>3</u> Exhibit C – First Request, # <u>4</u> Exhibit D – Second Request, # <u>5</u> Exhibit E – Third Request, # <u>6</u> Exhibit F – First Request Acknowledgement, # <u>7</u> Exhibit G – First Request Administrative Appeal, # <u>8</u> Exhibit H – Acknowledgement of First Request Administrative Appeal, # <u>9</u> Exhibit I – Second Request Acknowledgement, # <u>10</u> Exhibit J – Second Request Administrative Appeal, # <u>11</u> Exhibit K – Third Request Acknowledgement, # <u>12</u> Exhibit L – Third Request Administrative Appeal, # <u>13</u> Exhibit M – Acknowledgement of Third Administrative Appeal, # <u>14</u> Exhibit N – Denial of Third Request Administrative Appeal)(Townsend, Katielynn) (Entered: 06/15/2018)
06/18/2018	<u>6</u>	NOTICE OF INITIAL PRETRIAL CONFERENCE (Notice): Initial Conference set for 9/7/2018 at 10:30 AM in Courtroom 18B, 500 Pearl Street, New York, NY 10007 before Judge Denise L. Cote. –Please follow the procedures set forth in the Notice. (Signed by Judge Denise L. Cote on 6/18/2018) (gr) (Entered: 06/18/2018)
06/29/2018	<u>7</u>	AFFIDAVIT OF SERVICE (FOIA CASE). United States Central Command served on 6/20/2018, answer due 7/20/2018; United States Department of Defense served on 6/20/2018, answer due 7/20/2018. Service was made by Mail. Document filed by Azmat Khan. (Townsend, Katielynn) (Entered: 06/29/2018)
07/06/2018	<u>8</u>	AFFIDAVIT OF SERVICE of Notice of Initial Pretrial Conference, Hon. Judge Cote's Individual Practices in Civil Cases, and Electronic Case Filing Rules and Instructions served on United States Department of Defense, United States Central Command on 6/29/18. Service was made by Mail. Document filed by Azmat Khan. (Townsend, Katielynn) (Entered: 07/06/2018)

07/10/2018	<u>9</u>	NOTICE OF APPEARANCE by Sarah Sheive Normand on behalf of United States Central Command, United States Department of Defense. (Normand, Sarah) (Entered: 07/10/2018)
07/26/2018	<u>10</u>	ANSWER to <u>5</u> Complaint,... Document filed by United States Central Command, United States Department of Defense.(Normand, Sarah) (Entered: 07/26/2018)
09/07/2018		Minute Entry for proceedings held before Judge Denise L. Cote: Initial Pretrial Conference held on 9/7/2018. (gr) (Entered: 09/07/2018)
09/07/2018	<u>11</u>	ORDER: Following the pre-trial conference held on September 7, 2018, it is hereby ORDERED that the parties shall submit a joint proposed schedule for production of documents sought in this case by October 26, 2018. (Signed by Judge Denise L. Cote on 9/7/2018) (gr) (Entered: 09/07/2018)
10/05/2018	<u>12</u>	NOTICE OF CHANGE OF ADDRESS by Katielynn Boyd Townsend on behalf of Azmat Khan. New Address: Reporters Committee for Freedom of the Press, 1156 15th ST. NW, Ste. 1020, Washington, DC, United States 20005, 2027959300. (Townsend, Katielynn) (Entered: 10/05/2018)
10/26/2018	<u>13</u>	LETTER addressed to Judge Denise L. Cote from Sarah S. Normand dated October 26, 2018 re: Status Report of defendant United States Central Command's productions of records in response to plaintiff's FOIA requests and a proposed schedule for processing of additional responsive, non-exempt records. Document filed by United States Central Command, United States Department of Defense.(Normand, Sarah) (Entered: 10/26/2018)
11/13/2018	<u>14</u>	MEMO ENDORSEMENT on re: <u>13</u> Letter, filed by United States Department of Defense, United States Central Command. ENDORSEMENT: Granted. (Signed by Judge Denise L. Cote on 11/13/2018) (rro) (Entered: 11/13/2018)
12/14/2018	<u>15</u>	JOINT LETTER addressed to Judge Denise L. Cote from Katie Townsend dated December 14, 2018 re: Status Report re defendant United States Central Command's productions of records in response to plaintiff's FOIA requests. Document filed by Azmat Khan.(Townsend, Katielynn) (Entered: 12/14/2018)
12/14/2018	<u>16</u>	ENDORSED LETTER addressed to Judge Denise L. Cote from Katie Townsend dated December 14, 2018 re: Status Report re defendant United States Central Command's productions of records in response to plaintiff's FOIA requests. ENDORSEMENT: Status report is due 2/15/19. (Signed by Judge Denise L. Cote on 12/14/2018) (gr) (Entered: 12/14/2018)
12/27/2018	<u>17</u>	STANDING ORDER M10-468: The United States Attorney's Office shall notify the Court immediately upon the restoration of Department of Justice funding. (As further set forth in this Order.) (Signed by Judge Colleen McMahon on 12/27/2018) (mro) (Entered: 01/02/2019)
12/27/2018		Case Stayed (mro) (Entered: 01/14/2019)
02/15/2019	<u>18</u>	JOINT LETTER addressed to Judge Denise L. Cote from Katie Townsend dated 2/15/19 re: Status Report re Defendant United States Central Command's productions of records in response to Plaintiff's FOIA requests. Document filed by Azmat Khan.(Townsend, Katielynn) (Entered: 02/15/2019)
02/15/2019	<u>19</u>	ENDORSED LETTER addressed to Judge Denise L. Cote from Katie Townsend dated 2/15/19 re: Status Report re Defendant United States Central Command's productions of records in response to Plaintiff's FOIA requests. ENDORSEMENT: A status report is due 6/10/2019. (Signed by Judge Denise L. Cote on 2/15/2019) (gr) (Entered: 02/15/2019)
06/10/2019	<u>20</u>	STATUS REPORT. Document filed by United States Central Command, United States Department of Defense.(Normand, Sarah) (Entered: 06/10/2019)
06/11/2019	<u>21</u>	ENDORSED LETTER addressed to Judge Denise L. Cote from counsel for the parties dated 6/10/2019 re: status of case. ENDORSEMENT: A status report is due 12/1/19. (Signed by Judge Denise L. Cote on 6/10/2019) (gr) (Entered: 06/11/2019)